

Message Text

UNCLASSIFIED

PAGE 01 HONG K 04036 110958Z

13

ACTION L-03

INFO OCT-01 EA-11 ISO-00 SCA-01 JUSE-00 DRC-01 RSC-01

SNM-02 /020 W

----- 042618

P 110814Z APR 74

FM AMCONSUL HONG KONG

TO SECSTATE WASHDC PRIORITY 0323

INFO HQS DEA PRIORITY

UNCLAS HONG KONG 4036

DEAFOR: EOI/CUSACK

E.O. 11652: N/A

TAGS: CGEN

SUBJECT: EXTRADITION (KWEI SAN YUIN)

REF: HONG KONG 3716

1. HK LEGAL DEPT. NOTIFIED TODAY THAT YUIN'S COUNSEL HAS FILED
WRITE TO HABEAS CORPUS WITH ARGUMENTS TO BE HEARD BY FULL VHTNOO
OF HK SUPREME COURT ON 17 APRIL.

2. BASIC CONTENTIONS ARE (A) EVIDENCE ALREADY DETERMINED
INSUFFICIENT FOR EXTRADITION IN 1972 PROCEEDINGS; (B) NO NEW
EVIDENCE HAS SINCE BEEN PRODUCED; AND (C) YIN HAS BEEN HELD
IN PRISON WITHOUT BAIL SINCE 23 MARCH ON BASIS OF
RENEWED REQUEST FOR EXTRADITION SUPPORTED ONLY BY ORAL PROMISES
TO MAGISTRATE OF FORTHCOMING ADDITIONAL OR NEW EVIDENCE.

3. HK LEGAL INTENDS ANSWER WITH REFERENCE TO TERMS OF TREATY
ALLOWING UP TO 60 DAYS TO PRESENT EVIDENCE. HOWEVER, THIS ACTION
POINTS UP DESIRABILITY OF EARLY ARRIVAL HK OF EVIDENCE
REQUESTED. DEPT'S ESTIMATE OF WHEN EVIDENCE MAY BE EXPECTED
WOULD BE APPRECIATED.
CROSS

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 11 APR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974HONGK04036
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740083-0882
From: HONG KONG
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740449/aaaabsee.tel
Line Count: 51
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 1
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: HONG KONG 3716
Review Action: RELEASED, APPROVED
Review Authority: WorrelSW
Review Comment: n/a
Review Content Flags:
Review Date: 18 DEC 2002
Review Event:
Review Exemptions: n/a
Review History: WITHDRAWN <19 JUL 2002 by bryansd0, PRIVACY>; RELEASED <18 DEC 2002 by WorrelSW>; APPROVED <18 DEC 2002 by WorrelSW>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: EXTRADITION (KWEI SAN YUIN)
TAGS: CGEN
To: STATE
Type: TE
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